

01
02
03
04
05 UNITED STATES DISTRICT COURT
06 WESTERN DISTRICT OF WASHINGTON
07 AT SEATTLE

08 UNITED STATES OF AMERICA,)
09 Plaintiff,) Case No. MJ09-409
10 v.)
11 ROBERT F. PIERCE,) DETENTION ORDER
12 Defendant.)
13 _____)

14 Offenses charged:

15 Count 1: DISTRIBUTION OF VISUAL DEPICTIONS OF MINORS
16 ENGAGED IN SEXUALLY EXPLICIT CONDUCT, in violation of
17 18 U.S.C. §§ 2252(a)(2) and 2252(b)(1)

18 Count 2: POSSESSION OF VISUAL DEPICTIONS OF MINORS ENGAGED
19 IN SEXUALLY EXPLICIT CONDUCT, in violation of 18 U.S.C. §§
20 2252(a)(4)(B) and 2252(b)(2)

21 Date of Detention Hearing: August 13, 2009

22 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
23 based upon the factual findings and statement of reasons for detention hereafter set forth,
24 finds:

25 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

26 (1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that
defendant is a flight risk and a danger to the community based on the nature of the pending
charges. Application of the presumption is appropriate in this case.

01 (2) Defendant, if released, faces a Department of Corrections revocation of a
02 suspended sentence and accordingly stipulates to detention.

03 (3) There are no conditions or combination of conditions other than detention that
04 will reasonably ensure the safety of witnesses or the community short of detention.

05 IT IS THEREFORE ORDERED:

06 (1) Defendant shall be detained pending trial and committed to the custody of the
07 Attorney General for confinement in a correctional facility separate, to the extent practicable,
08 from persons awaiting or serving sentences or being held in custody pending appeal;

09 (2) Defendant shall be afforded reasonable opportunity for private consultation
10 with counsel;

11 (3) On order of a court of the United States or on request of an attorney for the
12 government, the person in charge of the corrections facility in which defendant is confined
13 shall deliver the defendant to a United States Marshal for the purpose of an appearance in
14 connection with a court proceeding; and

15 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
16 counsel for the defendant, to the United States Marshal, and to the United States Pretrial
17 Services Officer.

18 DATED this 13th day of August 2009.

19 
20 _____

21 JAMES P. DONOHUE
22 United States Magistrate Judge
23
24
25
26